

1 SENATE BILL NO. 305  
2 INTRODUCED BY T. MCGILLVRAY

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE DEFINITION OF "NONRESIDENT RELATIVE OF  
5 A RESIDENT" FOR PURCHASING FISHING AND HUNTING LICENSES; AND AMENDING SECTION 87-2-  
6 514, MCA."

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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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10 **Section 1.** Section 87-2-514, MCA, is amended to read:

11 **"87-2-514. Nonresident relative of resident allowed to purchase nonresident licenses at**  
12 **reduced cost -- definitions.** (1) For the purposes of this section, the following definitions apply:

13 (a) (i) "Nonresident" Except as provided in subsection (1)(a)(ii), "nonresident relative of a resident"  
14 means a person born in Montana who is the natural or adoptive child, spouse of a natural or adoptive child,  
15 grandchild, sibling, or parent of a current resident but is not no longer a resident. The person who is a current  
16 resident is not required to have been born in Montana.

17 (ii) The term includes a spouse, child, or grandchild of a nonresident meeting the requirements of  
18 subsection (1)(a)(i), regardless of where the spouse, child, or grandchild was born.

19 (b) "Resident" means a resident as defined in 87-2-102.

20 (2) Except as otherwise provided in this chapter, a nonresident relative of a resident who meets  
21 the qualifications of subsection (4) may purchase the following at one-half the cost:

- 22 (a) a Class B nonresident fishing license;
- 23 (b) a Class B-1 nonresident upland game bird license;
- 24 (c) one of the following:
  - 25 (i) a Class B-10 nonresident big game combination license;
  - 26 (ii) a Class B-11 nonresident deer combination license; or
  - 27 (iii) a nonresident elk-only combination license;
- 28 (d) if available:

**Amendment - 1st Reading-white - Requested by: Tom McGillvray - (S) Fish and Game**

68th Legislature

Drafter: Joe Kolman, 406-444-3747

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- 1 (i) a Class B-8 nonresident deer B tag;
- 2 (ii) a Class B-12 nonresident antlerless elk B tag license.
- 3 (3) Class B-10 and Class B-11 licenses sold pursuant to subsection (2) are not included in the limit
- 4 on the number of available Class B-10 and Class B-11 licenses issued pursuant to 87-2-505 and 87-2-510.
- 5 Nonresident elk-only combination licenses sold pursuant to subsection (2) are in addition to nonresident elk-
- 6 only combination licenses available for sale pursuant to 87-2-511.
- 7 (4) To qualify for a license pursuant to subsection (2), a nonresident relative of a resident shall
- 8 apply at any department regional office or at the department's state office in Helena and present proof of the
- 9 following:
- 10 (a) a birth certificate verifying the applicant's birth in Montana or documentation that the applicant
- 11 was born to parents who were residents at the time of birth;
- 12 (b) evidence that the person previously held a Montana resident hunting or fishing license or has
- 13 passed a hunter safety and education course in Montana pursuant to 87-2-105; and
- 14 (c) proof that the applicant is a nonresident relative of a resident.
- 15 (5) Of the fee paid for a hunting license purchased pursuant to subsection (2), 28.5% must be
- 16 deposited in the account established in 87-1-290."

17 - END -